IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

C.C., a minor, by and through his mother)
and next best friend, SUSAN CLARK,)
)
Plaintiff,)
) CASE NO.:
v.)
) CV-02-RRA-3206-5
SHELBY COUNTY BOARD OF	
EDUCATION, and EVAN MAJOR,)
Superintendent,)
)
Defendants.)

MEMORANDUM OF OPINION

The court has considered the entire file in this action together with the Magistrate Judge's Report and Recommendation, and the objections thereto, and has reached an independent conclusion that the Magistrate Judge's Report and Recommendation (doc. 23) is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accord with the recommendation, the Motion for Summary Judgment (doc. 12) is due to be **GRANTED**, and the Plaintiff's claims are due to be **DISMISSED**. An appropriate order will be entered.

DONE this 28th day of November, 2005.

WILLIAM M. ACKER, JR.

UNITED STATES DISTRICT JUDGE

Witho M Holes